

ESTTA Tracking number: **ESTTA260178**

Filing date: **01/12/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92050264
Party	Defendant Sanjay Kumar Gupta
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Submission	Answer
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Date	01/12/2009
Attachments	SFIAnswer.pdf (4 pages)(105363 bytes)

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL & APPEAL BOARD

ATLAS INFORMATION GROUP,)	
)	
Petitioner,)	Cancellation No.: 92050264
)	
v.)	Registration No. 3,311,042
)	SFI
SANJAY KUMAR GUPTA,)	
)	
Registrant.)	

**ANSWER TO PETITIONER ATLAS INFORMATION
GROUP'S CANCELLATION PETITION**

Sanjay Kumar Gupta ("Registrant"), by his undersigned counsel, hereby submits this Answer to Petitioner Atlas Information Group's ("Petitioner") Cancellation Petition and states as follows:

1 a. Registrant has insufficient information to establish the veracity of the allegations in paragraph 1 a. and on that basis denies the same.

1 b. Registrant has insufficient information to establish the veracity of the allegations in paragraph 1 b., but admits that the records of the United States Patent and Trademark Office ("USPTO") indicate that Petitioner filed an application to register SFI STRUCTURED FINANCE INSTITUTE.

1 c. Registrant has to insufficient information to establish the veracity of the allegations in paragraph 1 c., but admits that the records of the United States Patent and

Trademark Office (“USPTO”) indicate that Petitioner’s application for SFI STRUCTURED FINANCE INSTITUTE was assigned serial number 76/686,188.

1 d. Registrant has insufficient information to establish the veracity of the allegations in paragraph 1 d., but admits that the records of the United States Patent and Trademark Office (“USPTO”) indicate that Petitioner claims a “first use date” for SFI STRUCTURED FINANCE INSTITUTE of March 8, 2001.

1 e. Registrant has insufficient information to establish the veracity of the allegations in paragraph 1 e., and on that basis denies the same.

2 a. Registrant admits that its predecessor alleged in the application for SFI, Reg. No. 3,311,042 a “first use date” at least as early as August 1, 2004.

2 b. Registrant has insufficient information to establish the veracity of the allegations in paragraph 2 b., and on that basis denies the same.

2 c. Registrant has insufficient information to establish the veracity of the allegations in paragraph 2 c., and on that basis denies the same.

2 d. Registrant has insufficient information to establish the veracity of the allegations in paragraph 2 d., and on that basis denies the same.

3. Denied.

Affirmative Defenses


1. The petition fails to state a claim upon which relief may be granted.

2. Petitioner does not have exclusive rights to the initials "SFI" which are also the initials of Registrant's business, the Swiss Finance Institute.

3. Petitioner's claims are barred in whole or in part by the doctrines of acquiescence, estoppel and unclean hands.

Dated: January 12, 2009

O'MELVENY & MYERS LLP



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Answer to Petitioner Atlas Information Group's Cancellation Petition** was served by depositing it with the United States Postal Service as first class mail in an envelope addressed to Jerold W. Dorfman, 1328 Boston Post Road, Larchmont, NY 10538 on January 12, 2009.



Melanie Bradley, Esq.